

Amendment No. \_\_\_\_\_

\_\_\_\_\_  
Signature of Sponsor

**AMEND Senate Bill No. 1236**

**House Bill No. 1\***

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-203, is amended by adding the following as a new subsection:

(g)

(1) A defendant who has been sentenced to the death penalty prior to the effective date of this act and whose conviction is final on direct review may, within one (1) year of the effective date of this act, petition the trial court in the county of conviction for a determination of whether the defendant is intellectually disabled. The petition must set forth a colorable claim that the defendant is ineligible for the death penalty due to intellectual disability. If the trial court determines that the petition sets forth a colorable claim, then the court shall order a hearing at which the state and the defendant may present witnesses and evidence. At the conclusion of the hearing, the court shall issue written findings of fact and conclusions of law. Either party may appeal the trial court's decision in accordance with Rule 3 of the Tennessee Rules of Appellate Procedure.

(2) A defendant may not file a motion under subdivision (g)(1) if the issue of whether the defendant has an intellectual disability has been previously adjudicated on the merits.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.



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Amendment No. \_\_\_\_\_

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Signature of Sponsor

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 622\***

**House Bill No. 1183**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-35-311(e), is amended by adding the following as a new subdivision:

(3) If a person is serving two (2) or more concurrent probationary sentences and the person's probation is revoked on one (1) probationary sentence, then the person must receive credit for the time served as a result of that probation revocation against any other concurrent probationary sentence that is subsequently revoked in any jurisdiction in this state.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.



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Amendment No. \_\_\_\_\_

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Signature of Sponsor

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 476\***

**House Bill No. 1121**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-5-107, is amended by adding the following as a new subsection:

( )

(1) It is an offense for any person to attempt to access or obtain confidential information from the department regarding alleged child abuse or neglect that the person knows is in violation of state or federal laws and regulations regarding confidentiality.

(2) A violation of this subsection ( ) is a Class A misdemeanor.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.



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Amendment No. \_\_\_\_\_

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Signature of Sponsor

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 965\***

**House Bill No. 1319**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-35-302, is amended by deleting subsection (j).

SECTION 2. Tennessee Code Annotated, Title 40, Chapter 35, Part 3, is amended by adding the following as a new section:

(a) If practicable, a judge shall, at the time of sentencing, notify a person convicted of an offense that is eligible for expunction of:

(1) The person's eligibility to have all public records of the conviction destroyed in the manner set forth in § 40-32-101; and

(2) The time period after which the person can petition for expunction of the offense.

(b) The administrative office of the courts shall provide judges handling criminal matters with a reference document listing:

(1) Each criminal offense eligible for expunction pursuant to § 40-32-101;

and

(2) The time period after which each offense is eligible for expunction.

SECTION 3. This act takes effect July 1, 2021, the public welfare requiring it.



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